

**AMENDED****APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED**Date of filing in State Engineer's Office APR 18 2003Returned to applicant for correction JUN 23 2003Corrected application filed JUN 30 2003Map filed APR 18 2003

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The applicant **Lawrence B. Aposhian, Trustee of the Lawrence B. Aposhian Trust**, hereby make application for permission to change the **Place of Use of a Portion** of water heretofore appropriated under **Permit No. 27004, Certificate 8960**

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1. The source of water is **Underground (Well No. 2)**
2. The amount of water to be changed **0.772 cfs**
3. The water to be used for **Irrigation and Domestic**
4. The water heretofore permitted for **Irrigation and Domestic**
5. The water is to be diverted at the following point **SW $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 27, T.35N., R.62E., M.D.B.&M., at a point from which the South  $\frac{1}{4}$  corner of said Section 27, bears S 44°46'48" W, 1740.00 feet.**
6. The existing permitted point of diversion is located within **Same as proposed**
7. Proposed place of use **portion of the SW $\frac{1}{4}$  NW $\frac{1}{4}$ , SE $\frac{1}{4}$  NW $\frac{1}{4}$ , S $\frac{1}{2}$  NE $\frac{1}{4}$  of Section 27, T.35N., R.62E., M.D.B.&M. (62.8 acres to be Irrigated)**
8. Existing place of use **3.95 acres in the NW $\frac{1}{4}$  SE $\frac{1}{4}$ , 16.20 acres in the NE $\frac{1}{4}$  SE $\frac{1}{4}$ , 3.95 acres in the SW $\frac{1}{4}$  SE $\frac{1}{4}$ , 38.70 acres in the SE $\frac{1}{4}$  SE $\frac{1}{4}$  all in said Section 27, T.25N, R62E totaling 62.8 acres to be removed from irrigation.**
9. Use will be from **January 1st to December 31st** of each year.
10. Use was permitted from **January 1st to December 31st** of each year.
11. Description of proposed works **Well, Pump, Motor, Pipelines and Sprinkler system.**
12. Estimated cost of works **\$10,000.00**
13. Estimated time required to construct works **3 years**
14. Estimated time required to complete the application of water to beneficial use **5 years**
15. Remarks:

By **Robert E. Morley, High Desert Engineering**  
**s/Robert E. Morley**  
**640 Idaho Street**  
**Elko, Nevada 89801**

Compared cmf/eam ag/sam

Protested \_\_\_\_\_

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APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the place of use of a portion of the waters of an underground source as heretofore granted under Permit 27004, Certificate 8960 is issued subject to the terms and conditions imposed in said Permit 27004, Certificate 8960 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permits 27003, Certificate 8959; 27004, Certificate 8960; 69876 and 70848 shall not exceed 1160.4 acre-feet annually.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The issuance of Permit 69876 and Permit 70848 is for the irrigation of 62.80 acres within the described place of use.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.772 cubic feet per second, but not to exceed 251.2 acre-feet annually, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before:

August 26, 2006

Proof of completion of work shall be filed on or before:

September 26, 2006

Water must be placed to beneficial use on or before:

August 26, 2009

Proof of the application of water to beneficial use shall be filed on or before:

September 26, 2009

Map in support of proof of beneficial use shall be filed on or before:

September 26, 2009

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office

this 26th day of August, A.D. 2004

  
State Engineer

Completion of work filed \_\_\_\_\_

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed \_\_\_\_\_

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_

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